



February 13, 2004

ENGROSSED SENATE BILL No. 359

DIGEST OF SB 359 (Updated February 11, 2004 3:01 pm - DI 77)

Citations Affected: Noncode.

Synopsis: Study of certificate of need and moratorium. Requires the health finance commission during the 2004 interim to study issues concerning requiring a certificate of need or establishing a moratorium on health care facilities in Indiana.

Effective: Upon passage.

Miller

(HOUSE SPONSORS — BROWN C, BECKER, WELCH)

January 12, 2004, read first time and referred to Committee on Health and Provider Services.

January 29, 2004, amended, reported favorably — Do Pass.

February 2, 2004, read second time, amended, ordered engrossed.

February 3, 2004, engrossed.

February 4, 2004, read third time, passed. Yeas 44, nays 0.

HOUSE ACTION

February 6, 2004, read first time and referred to Committee on Public Health.

February 12, 2004, amended, reported — Do Pass.

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ES 359—LS 7024/DI 104+



February 13, 2004

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 359

A BILL FOR AN ACT concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) As used in this
2 SECTION, "commission" refers to the health finance commission
3 established by IC 2-5-23-3.

4 (b) During the 2004 legislative interim, the commission shall
5 study the issues concerning requiring a certificate of need for
6 health care facilities or establishing a moratorium on the building
7 of new health care facilities. In reviewing these issues, the
8 commission shall determine the following:

9 (1) The amount of cost savings that would result for the state
10 by limiting the expansion of buildings for health care
11 facilities.

12 (2) The costs incurred by the state and the health care
13 industry in the construction of new health care facilities.

14 (3) Whether health care costs for the state would be reduced
15 if the state required a certificate of need or implemented a
16 moratorium on the building of new health care facilities.

17 (4) The factors that have resulted in an increase in health
18 insurance premiums in Indiana.

ES 359—LS 7024/DI 104+



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- 1 **(5) The percentage of health care costs that are the result of**
2 **the following:**
3 **(A) Obesity.**
4 **(B) Smoking.**
5 **(C) Construction costs for new or expanding health care**
6 **facilities.**
7 **(c) This SECTION expires January 1, 2005.**
8 **SECTION 2. An emergency is declared for this act.**

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COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 359, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page1, delete lines 1 through 18, begin a new paragraph and insert:

"SECTION 1. [EFFECTIVE UPON PASSAGE] **(a) As used in this SECTION, "commission" refers to the health finance commission established by IC 2-5-23-3.**

(b) During the 2004 legislative interim, the commission shall study the issues concerning requiring a certificate of need for health care facilities or establishing a moratorium on the building of new health care facilities. In reviewing these issues, the commission shall determine the following:

- (1) The amount of cost savings that would result for the state by limiting the expansion of buildings for health care facilities.**
- (2) The costs incurred by the state and the health care industry in the construction of new health care facilities.**
- (3) Whether health care costs for the state would be reduced if the state required a certificate of need or implemented a moratorium on the building of new health care facilities.**
- (4) The factors that have resulted in an increase in health insurance premiums in Indiana.**

(c) This SECTION expires January 1, 2005.

SECTION 2. An emergency is declared for this act."

Delete page 2.

and when so amended that said bill do pass.

(Reference is to SB 359 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 8, Nays 0.

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SENATE MOTION

Madam President: I move that Senate Bill 359 be amended to read as follows:

Page 1, after line 18, begin a new line block indented and insert:

"(5) The percentage of health care costs that are the result of construction costs for new or expanding health care facilities."

(Reference is to SB 359 as printed January 30, 2004.)

MILLER

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 359, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 1, after "result of" insert "**the following:**

(1) Obesity.

(2) Smoking.

(3)".

Page 2, line 2, delete "construction" and insert "**Construction**".

and when so amended that said bill do pass.

(Reference is to SB 359 as reprinted February 3, 2004.)

BROWN C, Chair

Committee Vote: yeas 11, nays 0.

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